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**NOV 08 2004**

**DIRECTOR'S OFFICE  
TECHNOLOGY CENTER 3600**

In re application of  
Harry Edward Hagaman  
Application No. 10/799,219  
Filed: March 12, 2004  
For: METHOD OF BUILDING

: **DECISION ON PETITION**  
:  
: **TO MAKE SPECIAL**  
: **(ENVIRONMENT) OR (ENERGY)**  
:

This is a decision on the petition filed on May 19, 2004 under 37 CFR 1.102 (c) to make the above-identified application special under the accelerated examination procedure set forth in MPEP 708.02, Section V: Environmental Quality, or alternatively, Section VI: Energy.

A grantable petition to make an application special under 37 C.F.R. 1.102 (c), MPEP 708.02, Section VI for an invention which materially contributes to (A) the discovery or development of energy resources, or (B) the more efficient utilization and conservation of energy resources must be accompanied by statements under 37 CFR 1.102 by applicant or his attorney explaining how the invention materially contributes to category (A) or (B) set forth above.

The petition includes a statement by applicant, Mr. Harry E. Hagaman. Mr. Hagaman states that "the invention of the above application is an improved method of building employing fibrous materials that are often considered refuse materials though which have excellent insulation characteristics." He goes on to say that "(t)he invention provides a more sustainable way to build then(sic) is currently available in the building arts because by using these plentiful fibrous materials other natural resources are saved while at the same time achieving a higher insulation value. The higher insulation value which is achieved at a substantial saving in resources and other construction expenses also generates heating and cooling energy reductions (emphasis added)."

For the above stated reasons, the petition is **GRANTED**.

In view of the granting of the Petition to make Special based upon energy, any determination of the Environmental Quality grounds for making the application special is now moot and thus will not be treated on those grounds.

Petitioner is advised that this application will continue to be special, throughout its entire prosecution and pendency, including interference or appeal, if any, only if petitioner makes a prompt ***bona fide*** effort, in response to each Office action, to place the application in condition for allowance, even if it is necessary to conduct an interview with the examiner to accomplish this purpose.

**SUMMARY:** Petition to Make Special **GRANTED**.



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KJD/rwg: 11/03/04